

121-56

05/22/2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Eric D. Smith
Product Registration
Spectrum Division of United Industries Corp.
P.O. Box 142642
St. Louis, MO 63114-0642

MAY 22 2009

SUBJECT: Application for Pesticide Notification (PRN 98-10)
Request Directions for Use
EPA Reg. No. 121-56
Application Dated April 23, 2009

Dear Registrant:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10 dated 04/23/09 for the above product. The Registration Division (RD) has conducted a review of this request for its applicability under PRN 98-10 and finds that the action(s) requested fall within the scope of PRN 98-10. The label submitted with the application has been stamped "Notification" and will be placed in our records.

If you have any questions, please call me directly at 703-305-6249 or Owen F. Beeder of my staff at 703-308-8899.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Arrington".

Linda Arrington
Notifications & Minor Formulations Team Leader
Registration Division (7505P)
Office of Pesticide Programs



United States Environmental Protection Agency
Office of Pesticide Programs (H7505C)
Washington, DC 20460

Application for Pesticide:

Registration
Amendment
Other

OPP Identifier Number

Section I

1. Company/Product Number 121-56	2. Product Manager R. Gebkin	3. Proposed Classification
4. Company/Product (Name) Cutter Insect Repellent #10TL	PM# 10	<input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
5. Name and Address of Applicant (include ZIP Code) Spectrum, Div. of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114 <input type="checkbox"/> Check if this is a new address	6 Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(i), my product is similar or identical in composition and labelling to: NOTIFICATION EPA Reg. No. _____ Product Name _____ MAY 22 2009	

Section II

<input type="checkbox"/> Amendment - Explain below	<input type="checkbox"/> Final printed label in response to Agency letter date
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "ME TOO" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - explain below

Explanation: Use additional page(s) if necessary. (For section I and Section II.)
Notification per PR Notice 98-10.
 This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section III

1. Material in Which This Product Will Be Packaged:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes * <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	Water-Soluble Packaging <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Metal <input type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____		
* Certification must be submitted		If "YES," Unit package wgt No. per container _____ _____			
3. Location of Net Contents Information <input type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) of Retail Container		5. Location of Label Directions <input type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label Is Affixed To Product <input type="checkbox"/> Lithographed <input type="checkbox"/> Other _____ <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled					

Section IV

1. Contact Point (Complete items directly below for identification of the individual to be contacted, if necessary, to process this application)		
Name Eric D. Smith	Title Regulatory Affairs Manager	Telephone No. (include Area Code) 314-683-2455
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Regulatory Affairs Manager	
4. Typed Name Eric D. Smith	5. Date April 23, 2009	

Spectrum

Division of United Industries
P.O. Box 142642
St. Louis, MO 63114-0642

NOTIFICATION PER PR NOTICE 98-10

April 23, 2009

Document Processing Desk (NOTIF)
Office of Pesticide Programs
United States Environmental Protection Agency
Room S4900, One Potomac Yard
2777 S. Crystal Drive
Arlington, VA 22202-4501

Attention: Mr. Richard Gebken
Product Manager 10

Subject: **Notification per PR Notice 98-10**
Cutter Insect Repellent #10TL
EPA Reg. No. 121-56

Please find the enclosed notification per PR Notice 98-10 to add optional directions to the Directions for Use section to accommodate a change in the package size and style.

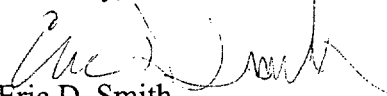
This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

The following documents are enclosed in support of this submission:

1. Application for Pesticide (EPA Form 8570-1)
2. One copy of the proposed label *with changes highlighted*
3. One copy of the a clean label

Please call me at 1-800-242-1166, Ext. 2455 or via email: eric.smith@spectrumbrands.com, if you have questions or need further information. Thank you very much for your attention to our application.

Sincerely,


Eric D. Smith
Regulatory Affairs Manager

FRONT PANEL

CUTTER

Insect Repellent #10TL

[Towelette • Pleasant effective protection from mosquitoes, ticks, gnats, biting flies, chiggers, fleas and no-see-ums • It won't stain • Not greasy or oily • Makes You Invisible to Bugs • Fresh Scent • With Aloe Vera • With vitamin E • Contains skin conditioners like soothing aloe vera and has a fresh, clean scent • Soft on skin because it contains skin conditioners like aloe vera • Soft on skin, tough on bugs • Feels great on you, tough on bugs too • Leaves skin feeling soft and smooth • Moisturizes skin • Moisturizes with aloe vera • Clean, fresh scent • Effective, dependable protection • Pleasant, effective protection • [Also] Repels mosquitoes, chiggers, ticks, biting flies, no-see-ums, gnats and fleas • Repels Mosquitoes That May Carry West Nile Virus! • Mosquito Repellent • Repels biting insects for up to two hours • Pleasant, effective protection from mosquitoes, chiggers, ticks, biting flies, no-see-ums, gnats and fleas • Contains Aloe & Vitamin E • with Aloe & Vitamin E • CONTAINS DEET [n, n-Diethyl-m-toluamide] • Cooling Clean Scent]

[Optional claims for flexible (pouch) packaging: Travel [pack][pak][size] • Soft [Pack][Pak][Size] • Ideal [package] for [purses][backpacks][tackle boxes][beach bags]]

Active Ingredient:

DEET7.15%
Other Ingredients92.35%

KEEP OUT OF REACH OF CHILDREN

WARNING Read cautions on back

CONTAINS 18 TOWELETTES

Total Net Wt 3 oz (85g)

OPTIONAL MARKETING LANGUAGE

[NOW . . . PLEASANT PROTECTION THAT'S EFFECTIVE FOR HOURS!]

OPTION 1 - FOR SCENTED FORMULA

Cutter Insect Repellent #10TL is specially formulated to repel mosquitoes, ticks, biting flies, gnats, chiggers, fleas and no-see-ums. Cutter Insect Repellent #10TL offers pleasant protection that's never greasy or oily, and the fresh, clean scent won't leave you smelling like a bug repellent. Convenient towelette for easy application.

OPTION 2 - FOR SCENTED FORMULA

Cutter Insect Repellent #10TL provides up to two hours of protection from mosquitoes and biting flies. Also repels ticks, chiggers, no-see-ums, gnats, and fleas. Cutter Insect Repellent #10TL offers pleasant protection: It has a fresh, clean scent and is not greasy. Convenient towelette for easy application.

OPTION 3 - FOR SCENTED FORMULA

Cutter Insect Repellent #10TL feels great on you because it contains skin conditioners like soothing aloe vera [and vitamin E] while it repels biting insects for up to two hours. New towelette is specially formulated to repel mosquitoes, ticks, biting flies, gnats, chiggers, fleas and no-see-ums. Cutter Insect Repellent #10TL is never greasy or oily and has a fresh scent. Cutter Insect Repellent is also available in pump, aerosol, soothing clear gel, and insect repellent with sunscreen too.

OPTION 4 - FOR SCENTED FORMULA

Cutter Insect Repellent #10TL is specially formulated to repel mosquitoes, ticks, biting flies, gnats, chiggers, fleas and no-see-ums for up to two hours. Cutter Insect Repellent #10TL contains soothing Aloe Vera [and vitamin E], and it is never greasy or oily. Convenient towelette for easy application to skin.

OPTION 5 - FOR UNSCENTED FORMULA

Cutter Insect Repellent #10TL is convenient, ready-to-use and specially formulated to repel mosquitoes, biting flies, gnats and no-see-ums for up to two hours. It offers pleasant protection with its smooth skin feel and unscented formula.]

OPTION 6

The Cutter Insect Repellent #10TL towelette is convenient and easy to apply, and leaves skin feeling soft and smooth. It feels great on you while it repels mosquitoes and other biting insects for up to 2 hours. Look for Cutter Insect Repellent #10TL towelette in a convenient 18 ct canister.

NOTIFICATION

MAY 22 2009

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BACK PANEL

STOP. Read and follow all directions and precautions on this product label.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling. *For outdoor use only.*

Remove the lid from the container by pulling upward. Remove the protective foil. Lift flap on lid. Pull up the center towelette and thread the corner of towelette through the open flap in lid; **DO NOT** push finger through lid opening. Replace lid on container. Towelettes should be pulled at an angle to dispense one at a time. The lid should be tightly closed on container between uses to keep towelettes from drying out. [Optional directions for a single packet towelette: Tear open foil pack.]

Unfold towelette and wipe evenly over exposed skin. Use just enough repellent to cover exposed skin. Do not use under clothing. When using on face, apply sparingly, avoiding eyes. Do not apply near eyes and mouth. Apply sparingly around ears. Do not apply over cuts, wounds or irritated skin. Do not apply to sunburned skin. Do not apply to children's hands. Do not allow children to handle this product. [Frequent reapplication is un-necessary.] Avoid over-application of this product. After returning indoors, wash treated skin with soap and water and double-check yourself, other family members and pets for ticks. Wash treated clothing before wearing it again. Will not damage nylon, cotton, or wool. Wipe hands after application as product may damage some synthetic fabrics, plastics, watch crystals, leather, painted or varnished surfaces. Use of this product may cause skin reactions in rare cases. If you suspect reaction to this product, discontinue use, wash treated skin and call your local Poison Control Center. If you go to a doctor, take this product with you.

Optional Directions for Flexible (Pouch) Packaging

Tear open package [along the dotted line] beginning at the notch. Gently pull the top towelette out of the pouch. Towelettes should be pulled at an angle to dispense one at a time. Reseal the pouch to prevent the wipes from drying out between uses. Unfold towelette and wipe evenly over exposed skin. Use just enough repellent to cover exposed skin. Do not use under clothing. When using on face, apply sparingly, avoiding eyes. Do not apply near eyes and mouth. Apply sparingly around ears. Do not apply over cuts, wounds or irritated skin. Do not apply to sunburned skin. Do not apply to children's hands. Do not allow children to handle this product. [Frequent reapplication is un-necessary.] Avoid over-application of this product. After returning indoors, wash treated skin with soap and water and double-check yourself, other family members and pets for ticks. Wash treated clothing before wearing it again. Will not damage nylon, cotton, or wool. Wipe hands after application as product may damage some synthetic fabrics, plastics, watch crystals, leather, painted or varnished surfaces. Use of this product may cause skin reactions in rare cases. If you suspect reaction to this product, discontinue use, wash treated skin and call your local Poison Control Center. If you go to a doctor, take this product with you.

STORAGE AND DISPOSAL

Pesticide Storage: Store the product in a cool, dry place, out of reach of children. **Container Disposal: If empty:** Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. **If partly filled:** Call your local solid waste agency for disposal instructions. Never place unused product down any indoor or outdoor drain.

PRECAUTIONARY STATEMENTS**Hazards to Humans and Domestic Animals**

WARNING - Causes substantial but temporary eye injury. Harmful if swallowed. Do not get in eyes. Use of this product may cause skin reactions in rare cases. Wash treated clothing before wearing it again. Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.

First Aid

IF IN EYES: Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing. Call a Poison Control Center or doctor for treatment advice. **IF SWALLOWED:** Call a Poison Control Center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a Poison Control Center or doctor. Do not give anything by mouth to an unconscious person.

IF YOU SUSPECT A REACTION TO THIS PRODUCT: Discontinue use. Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a Poison Control Center or doctor for treatment advice.

HOT LINE NUMBER: In case of an emergency call toll free [1-800-767-9927]. Have the product container or label with you when calling a Poison Control Center or doctor, or going for treatment.

NOTE TO PHYSICIAN: Probable mucosal damage may contraindicate the use of gastric lavage

Physical/Chemical Hazards

COMBUSTIBLE Do not use or store near heat or open flame.

NOTICE: To the extent consistent with applicable law buyer assumes all responsibility for safety and use not in accordance with directions.

Questions or Comments? Call 1-800-332-5553

[Visit our web site at www.cutterinsectrepellents.com]

Made in the USA for Spectrum,
Division of United Industries Corporation
P. O. Box 142642
St. Louis, MO 63114-0642

EPA Reg. No. 121-56

EPA Est. No. 9688-M0-1

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